

1 R. SCOTT ERLEWINE (State Bar No. 095106)  
 2 MEAGAN MCKINLEY-BALL (State Bar No. 245375)  
 3 PHILLIPS, ERLEWINE & GIVEN LLP  
 One Embarcadero Center, Suite 2350  
 4 San Francisco, California 94111  
 Telephone: (415) 398-0900  
 Facsimile: (415) 398-0911

5 Attorneys for Plaintiff  
 Norca Industrial, LLC

6

7

8

07 JUL 2 AM 10:02  
 ORIGINAL FILED  
 RICHARD W. RAYBIN  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

9 IN THE UNITED STATES DISTRICT COURT  
 10 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 NORCA INDUSTRIAL, LLC, a New York ) NO. C 07 3425 EDL  
 12 Limited Liability Company, )  
 13 Plaintiff, )  
 14 v. )  
 15 ROBERT WREN, an individual; PRIMROSE )  
 METALS, INC., a California corporation; )  
 16 RICHARD RAYBIN, an individual; LIFETIME )  
 CAPITAL GROUP, an unknown entity; )  
 17 VICTORIA PICOLOTTI, an individual; )  
 18 Defendants. )  
 19 \_\_\_\_\_ )  
 20

**DECLINATION TO PROCEED  
 BEFORE A MAGISTRATE  
 JUDGE AND REQUEST FOR  
 REASSIGNMENT TO A UNITED  
 STATES DISTRICT COURT  
 JUDGE**

20 REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE  
 21 The undersigned party hereby declines to consent to the assignment of this case to a  
 22 United States Magistrate Judge for trial and disposition and hereby requests the reassignment of  
 23 this case to a United States District Judge.

24 DATED: July 2, 2007

PHILLIPS, ERLEWINE & GIVEN LLP

25 By: \_\_\_\_\_  
 26 R. SCOTT ERLEWINE  
 27 Attorneys for Plaintiff